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(Modified) PTO/SB/21 (6-98) 1652  
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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 4

Application Number	10/020,540
Filing Date	October 30, 2001
First Named Inventor	Gusui Wu
Group Art Unit	1632
Examiner Name	Unassigned
Attorney Docket Number	0173.210US

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## ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment / Response
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Small Entity Statement
- ☐ Request for Refund

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Additional Enclosure(s) (please identify below):

PTO/SB/08A-B; References 19-20; Return Postcard.

### Authorization to Charge Deposit Account

Please charge Deposit Account No. 50-0990 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name Christopher M. Holman, Reg. No. 40,021

Signature

*Christopher M. Holman*

Date

9/16/02

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*Julie K. Mausen*

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On SEPTEMBER 6 2002

  
Julie K. Mause

Attorney Docket No. 0173.210US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Wu, *et al.*

Examiner: Unassigned

Application No.: 10/020,540

Art Unit: 1632

Filed: October 30, 2001

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER  
37 CFR § 1.97 and § 1.98

For: **STRAWBERRY VEIN  
BANDING VIRUS  
(SVBV) PROMOTER**

Assistant Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

The references cited on attached form PTO-sb/08 are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue there from.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicants believe that no fee is required for submission of this statement, since it is being submitted prior to a first Office Action on the merits. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 50-0990. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'CHSK' with a stylized flourish.

Christopher M. Holman  
Reg. No. 40,021

Maxygen, Inc.  
Patent Department  
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Substitute for form 1449A-B/PTO  <b>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>	<b>Complete if Known</b>	
	Application Number	10/020,540
	Filing Date	O t b r 30, 2001
	First Named Inventor	Wu, et al.
	Group Art Unit	1632
	Examiner Name	Unassign d
Attorney Docket Number		0173.210US

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U.S. PATENT DOCUMENTS						
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FOREIGN PATENT DOCUMENTS								
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		Office	Number	Kind Code (if known)				

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		
	19	PETRZIK, Karel, et al., XP-001095164 "Strawberry Vein Banding Virus – Definitive Member of the Genus <i>Caulimovirus</i> ", <i>Virus Genes</i> , (1998) 16:303-305.		
	20	WANG, Yongzeng, et al., XP-008002062 "Identification of a Novel Plant Virus Promoter using a Potyvirus Infectious Clone", <i>Virus Genes</i> , (2000) 10:11-17.		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.